

APPLICATION SERIAL NO. 10/700,032

JAN 09 2009

ATTORNEY DOCKET NO. 3220-057

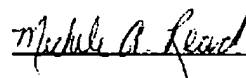
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1<sup>st</sup> Applicant: Hani Sabbah, et al. Examiner: Vera Afremova  
Serial No. 10/700,032 Group Art Unit: 1657  
Filed: November 3, 2003 Docket No.: 3220-057  
(Previously 1059.00096)  
Title: CARDIAC TRANSPLANTATION OF STEM CELLS FOR THE  
TREATMENT OF HEART FAILURE

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE  
TRANSMITTED TO THE U.S. PATENT AND TRADEMARK OFFICE, FAX  
NUMBER (571) 273-8300 ON THE DATE INDICATED BELOW.

NAME OF PERSON SIGNING THIS  
CERTIFICATE: MICHELE A. READ  
DATE: JANUARY 9, 2008

REPLY TO NONFINAL OFFICE ACTION AND  
RECORD OF TELEPHONIC INTERVIEW

Sir:

This reply, is submitted in response to the Office action dated July 11, 2008, which sets a three month shortened statutory period for response that expired on October 11, 2008. A formal Petition to extend the shortened statutory period by three months, setting a new period for response that expires January 11, 2008, accompanies this Reply. However, in the event that the shorted statutory must be extended to avoid abandonment of the application and the Petition for an Extension of Time is missing or defective, the Office may consider this statement to be such a petition and authorization to charge the extension of time fee to Deposit Account No. 50-3141. Amendments to the specification begin on page 2. Amendments to the claims begin on page 3. Remarks begin on page 5. Further examination and reconsideration, and allowance of the application respectfully are requested.